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May 12, 2025

VIA ECF AND E-MAIL

Hon. P. Kevin Castel
United States District Judge
United States District Court
Southern District of New York
500 Pearl Street,
New York, NY 10007
CastelNYSDChambers@nysd.uscourts.gov

Order of Reference
(ECF37) is VACATED.
SO ORDERED
J. Smith
USDJ
5-14-25

Re: **Middesk, Inc. v. Osiris Ratings, Inc. et al., No. 1:25-cv-02677 (PKC)**

Dear Judge Castel:

We represent Plaintiff Middesk, Inc. ("Middesk") in the above-referenced action. We write pursuant to the Southern District of New York's Mediation Program Procedures Rule 3(b), to respectfully request an adjournment of the Court-Ordered mediation. We have contacted Defendants' counsel to discuss this request, and they do not oppose it.

On April 15, 2025, this Court Ordered this matter to the Southern District of New York's Mediation Program. *See* ECF No. 37. The Parties currently are scheduled for a mediation with Fred H. Perkins, Esq. on May 20, 2025.

The computer forensic examination of Defendants' devices pursuant to this Court's Order during the April 15, 2025 Hearing on Middesk's Order to Show Cause has taken longer than the Parties anticipated, and the Parties have not obtained the forensic examination results for any of Defendants Awad or Baselay's devices. Because the completed computer forensic examination results are necessary for a productive mediation. Middesk believes in good faith that mediation would be most productive if it was scheduled for after Middesk has had an opportunity to obtain and review the computer forensic examination results.

Accordingly, Middesk respectfully requests Your Honor enter an Order adjourning the mediation, and permitting the Parties to reschedule it to another date and time mutually convenient

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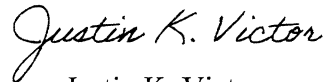
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May 12, 2025
Page 2

after Middelk has had the opportunity to review the computer forensic examination results, if the parties agree at that time that mediation would be productive.

We appreciate the Court's attention to this matter.

Respectfully,



Justin K. Victor
Counsel for Plaintiff Middelk, Inc.

<i>cc via e-mail:</i>	SDNY Mediation Office	Anthony Rainone
	Rick Bold	Heather Diles
	Jason Burns	Matt Gorman
	Shira Poliak	
	Rushton Pope	